IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 3809 OF 2001
IN
CRIMINAL APPEAL NO. OF 2001

Vijay Kumar Agarwal ...Applicant

Versus

Dinesh Taparia & Anr ...Respondents

.....

Mr. N.S. Mundargi i/b A.P. Gupte, Advocate for Applicant

Mr. M.H. Ramsinghani, Adv.for Respondent No.1.

Mr. Rajesh More, A.P.P. for State.

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CORAM: SMT. V.K. TAHILRAMANI, J.

DATED: 26TH AUGUST, 2005

P. C.:-

1. Heard Mr. Mundargi, the learned advocate for the applicant i.e. original complainant and Mr. Ramsinghani, the learned advocate for respondent No.1 i.e. original accused. The complainant is present in person before the Court.

2. The applicant has preferred this application for leave to file appeal in respect of acquittal of the respondent No.1 in C.C. No.917/S/1997. By order dated 25.9.2000 the learned Metropolitan Magistrate, 20th Court, Mazgaon, Mumbai, acquitted the respondent

No.1 for the offence under Section 138 of Negotiable Instruments Act.

3. Mr. Mundargi, the learned advocate for the applicant has submitted that the matter has been amicably settled between the parties and the parties have entered into the consent terms. He has tendered the consent terms which is taken on record and marked as Exh.'X' for identification. Mr. Mundargi, has submitted that in view of the consent terms, he is not pressing this application for leave to file appeal. In this view of the matter, this application is disposed of.

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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 1749 OF 2002
IN
CRIMINAL APPLICATION NO. 3809 OF 2001

Vijay Kumar Agarwal ...Applicant

Versus

Dinesh Taparia & Anr ...Respondents

.....

Mr. N.S. Mundargi i/b A.P. Gupte, Advocate for Applicant

Mr. M.H. Ramsinghani, Adv.for Respondent No.1.

Mr. Rajesh More, A.P.P. for State.

.....

CORAM: SMT. V.K. TAHILRAMANI, J.

DATED: 26TH AUGUST, 2005

P. C.:-

. In view of the order dated 26.8.2005 passed in Criminal Application No. 3809 of 2001, this application does not survive and the same is disposed of as infructuous.

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